

RECEIVED  
CENTRAL FAX CENTER

AUG 24 2005

**KIND ATTN: Office of Petition**  
Fax +(703) 872-9306

Additional copy to: (571) 273-8300

Date: August 24, 2005  
Total number: 3 pages

Ms. Frances Hicks  
Petition Examiner  
Office of Petition

Application No. 09/944,564  
Inventor: Nida Abdul-Ghani Nassief  
Title: Asthma/allergy therapy that targets T-lymphocytes and/or eosinophils

Re: Renewal petition under 37 CFR 1.137 accompanied by petition fee

Dear Ms. Hicks:

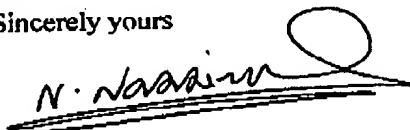
Thank you for your decision on the petition under 37 CFR(a) related to the above identified patent application dated July 01, 2005. Please find the response by filling

Contents

- |   |         |
|---|---------|
| 1- Covering letter                      | 1 page  |
| 2- Filling Receipt                      | 1 page  |
| 3- Form PTO/SB/64                       | 2 pages |
| 4- Credit Card Payment Form PTO-2038    | 1 pages |
| 5- Previous response filed Feb. 17,2005 | 8 pages |

Thank you for your consideration.  
Best regards.

Sincerely yours



Dr. Nida Nassief

Aug 24, 2005

P1

RECEIVED  
CENTRAL FAX CENTER

AUG 24 2005

P<sub>2</sub>

## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING DATE	CRP ART UNIT	FI. FEE REC'D	ATTY DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/844,584	09/04/2001	1623	0.00			24	15

CONFIRMATION NO. 8476

## FILING RECEIPT

00000000008875011

AL-JASSIM Rawaa  
24 W. 601 Birdsong Court  
Naperville, IL 60540

Date Mailed: 10/09/2001

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Nida Abdul-Ghani Nassief, Doha, IRAQ;

## Domestic Priority data as claimed by applicant

## Foreign Applications

UNITED KINGDOM 9904777.1 03/02/1999

If Required, Foreign Filing License Granted 10/06/2001

Projected Publication Date: To Be Determined - pending completion of Missing Parts

Non-Publication Request: No

Early Publication Request: No

\*\* SMALL ENTITY \*\*

## Title

Asthma/allergy therapy that targets T-lymphocytes and/or eosinophils

## Preliminary Class

514

P<sub>2</sub>

**RECEIVED  
CENTRAL FAX CENTER**

**AUG 24 2005**

PTO/SB/64 (07-05)

Approved for use through 07/21/2006. OMB 0851-0031

U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)</b>		Docket Number (Optional)
<p>First named inventor: <b>NIDA NASIEF A-G</b></p> <p>Application No.: <b>09/944,564</b>                      Art Unit: <b>1623</b></p> <p>Filed: <b>09-04-2001</b>                              Examiner: <b>LEWIS, PATRICK T</b></p> <p>Title: <b>ASTHMA/ALLERGY THERAPY THAT TARGETS T-LYMPHOCYTES and/or EOSINOPHILS</b></p>		
<p>Attention: Office of Petitions Mail Stop Petition Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 FAX (571) 273-8300</p>		<p>08/25/2005 TL0111    00000013 09944564</p> <p>01 FC:2453                      750.00 OP</p>
<p align="center"><b>NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (571) 272-3282.</b></p> <p>The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the office notice or action plus an extensions of time actually obtained.</p> <p align="center"><b>APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION</b></p> <p><b>NOTE: A grantable petition requires the following items:</b></p> <ul style="list-style-type: none"> <li>(1) Petition fee;</li> <li>(2) Reply and/or issue fee;</li> <li>(3) Terminal disclaimer with disclaimer fee - required for all utility and plant applications filed before June 8, 1995; and for all design applications; and</li> <li>(4) Statement that the entire delay was unintentional.</li> </ul>		
<p><b>1. Petition fee</b></p> <p><input checked="" type="checkbox"/> Small entity-fee \$ <b>750</b> (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.</p> <p><input type="checkbox"/> Other than small entity - fee \$ _____ (37 CFR 1.17(m))</p>		
<p><b>2. Reply and/or fee</b></p> <p>A. The reply and/or fee to the above-noted Office action in the form of _____ (identify type of reply):</p> <p><input type="checkbox"/> has been filed previously on _____ is enclosed herewith.</p> <p>B. The issue fee and publication fee (if applicable) of \$ _____</p> <p><input type="checkbox"/> has been paid previously on _____ is enclosed herewith.</p>		

(Page 1 of 2)

This collection of information is required by 37 CFR 1.137(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1460, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

*If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.*

*P3*

PTO/SB/64 (07-05)

Approved for use through 07/31/2006. OMB 0691-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

## 3. Terminal disclaimer with disclaimer fee

- ☐ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ \_\_\_\_\_ for a small entity or \$ \_\_\_\_\_ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. (NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D)).]

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

N. Nassief  
Signature

Aug. 24, 2005  
Date

NIDA NASSIEF A-G  
Typed or printed name

Registration Number, if applicable

AL-JASSIM, RAWAA, 2578 RIVER  
Address

(630) 355 9624  
Telephone Number

WOODS DRIVE, NAPERVILLE, IL 60565  
Address

Enclosures: ☒ Fee Payment

☒ Reply

☐ Terminal Disclaimer Form

☒ Additional sheets containing statements establishing unintentional delay

☐ Other: \_\_\_\_\_

## CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

☐ Deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

☒ Transmitted by facsimile on the date shown below to the United States Patent and Trademark Office as (571) 273-8300.

Aug. 24, 2005  
Date

N. Nassief  
Signature

\_\_\_\_\_  
Typed or printed name of person signing certificate

[Page 2 of 2]

P4

**RECEIVED  
CENTRAL FAX CENTER****AUG 24 2005**

**Mr. James O. Wilson**  
**Supervisor of the Examiner**  
**Commissioner for Patents**  
P. O. Box 1450  
Alexandria, VA 22313-1450, 22202  
Mail Stop: AF  
Fax number: +703-872-9306 + second copy to fax No. 571 273 0661  
Tel: +571-272-0661

**Dr. Nida Nassief**  
The inventor  
P. O. Box: 4606  
Doha - Qatar

Application Control No.: 09/944,564  
Examiner: Patrick T. Lewis

**FAX LETTER/ E-MAILS WILL BE FORWARDED  
ELECTRONICALLY**

Date: February 17, 2005  
Total number of pages: 8 pages

**Re: Petition to revive under 37 CFR 1.137 in response to Notice of  
Abandonment dated 12/28/2005**

Dear Mr. Wilson:

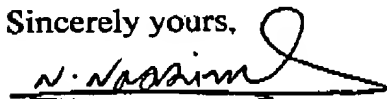
May you kindly find the response to the above-identified Notice of  
Abandonment.

Contents:

1- Covering letter	1 page
2- Filing Receipt	1
3- Answer letter	2
4- previous fax letter and Transmission Verification Report	2
5- E-mail dated June 09, 2004 (saved as Microsoft Word document)	1
6- E-mail dated June 11 2004	1

Best regards.

Sincerely yours,



Dr. Nida Nassief

P6

RECEIVED  
CENTRAL FAX CENTER

AUG 24 2005

Mr. James O. Wilson  
Supervisor of the Examiner  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450, 22202  
Mail Stop: AF  
Fax number: +703-872-9306 + second copy to fax No. 571 273 0661  
Tel: +571-272-0661

Dr. Nida Nassief  
The inventor  
P. O. Box: 4606  
Doha - Qatar

Application Control No.: 09/944,564  
Examiner: Patrick T. Lewis

Date: February 17, 2005

**Re: Petition to revive under 37 CFR 1.137 in response to Notice of Abandonment dated 12/28/2005**

Dear Mr. Wilson:

Thank you for the above-identified Notice of Abandonment in view of failure to timely file a proper reply to the office letter mailed on 12 May 2004. My reply was received on 04 August 2004.

Further to our telephone conversation on the January 12, 2005 regarding petition to revive the above-mentioned patent application, will you kindly consider my request according to the following explanation that it was unintentional, and that the Examiner was contacted on the June 11 before the expiration set in your Notice of Abandonment which is June 12, 2004 :

1- In the previous Office Actions received related to this application the period of reply was usually 3 months. But unfortunately, this period of reply was a shortened statutory period for reply of 1 month!

2- I am a Pro Se inventor, my address for correspondence (Al-Jassim Rawaa in Illinois) is my sister. She has no computer skills; her 15 years old son Firas (firzu89@yahoo.com) is helping her in sending Office Actions by E-mail attachments. Thankfully, they are helping to bring a useful invention to the suffering patients. She has tried to send it several times, but I was unable to open it probably because of the local internet limitations. This is evident from the two attached emails: i- is an email from Mrs. Al-Jassim on the June 09, 2004 with an attachment of the patent forms (as she is calling the Office Action), with a copy to firzu89, I was unable to open this attachment and asking her to resent it. ii- my

P7

email dated June 11, 2004 indicating that he have resent it in an Acrobat Reader Format and was opened.

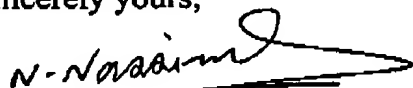
3- when I have printed the attachment I was shocked by the period of reply that was 1 month only! I have contacted the Examiner Mr. Patrick T. Lewis (phone number 571-272-0655) on Friday June 11, 2004 and discussed the subject of extension of time under the provision of 37 CFR 1.136(a) as mentioned in the top notice of the PTOL-326 Form. The Examiner agreed on 3 months time extension. Also, I have asked him whether I need to file any form or pay any fee, his answer was that there are no need to do so.

A fax letter was sent to the UPPTO above-identified fax number on the Monday June 14, 2004

I am interested in maintaining my patent in the USPTO Office and asking you kindly to consider Petition to revive under 37 CFR 1.137(a).

Best regards

Sincerely yours,



Te Inventor/applicant  
Nida Nassief

U.S. Patent and Trademark Office  
Fax: 703-872-9306  
Examiner: Patrick T. Lewis

RECEIVED  
CENTRAL FAX CENTER

AUG 24 2005

Application No: 09/944,564  
Applicant: NASSIEF, Nida Abdul-Ghani

Date: June 14, 2004  
No. of pages: 2

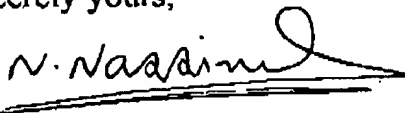
### Fax Letter

**Subject: Extension of time under the provisions of 37 CFR 1.136 (a)**

Further to my telephone communication with the Examiner, Mr. Patrick T. Lewis on Friday, June 11<sup>th</sup> 2004, may I kindly ask you for extension of time of 3 months to send the reply to the Office Action dated May 5<sup>th</sup>, 2004. Thank you in advance.

Best regards.

Sincerely yours,



Nassief, Nida Abdul Ghani  
Inventor/ Applicant



TRANSMISSION VERIFICATION REPORT

TIME : 06/14/2004 19:24

DATE, TIME  
FAX NO./NAME  
DURATION  
PAGE(S)  
RESULT  
MODE

06/14 19:23  
0017038729306  
00:00:40  
02  
OK  
STANDARD  
ECM

Date: Wed, 9 Jun 2004 12:34:22 -0700 (PDT)

From: "Rawaa Aljassim" <raljassim@yahoo.com> [Add to Address Book](#)

Subject: @ Nida's Forms

To: "Nida" <nldasthma@hotmail.com>, "Nida Nassier" <nldasthma@yahoo.com>

CC: firzu89@yahoo.com

Dear Nida

Hello, how are you? I hope you and your family are excited for your holiday. We hope we will see you soon. With this message there is an attachment of the forms you wanted of the patent. If they fail to open, please let us know as soon as possible by email or phone, so that I will fax it to you.

Love Rawaa

Do you Yahoo!?

Friends. Fun. Try the all-new Yahoo! Messenger

Attachment



Patent\_May\_2004.pdf  
.pdf file

[Scan and Download Attachment](#)  
[Scan and Save to my Yahoo! Briefcase](#)



P11

Yahoo! My Yahoo! Mail

**YAHOO! MAIL**

Welcome, nidasthma  
[Sign Out, My Account]



Search the Web  Search  
Mail Home - Mail Tutorial - Help

Mail Plus  Addresses  Calendar  Notepad  Mail Upgrades - Mail Options  
 Check Mail  Compose  Search Mail  Search the Web

Folders [Add - Edit]  
Inbox (4)  
Draft  
Sent  
Bulk [Empty]  
Trash [Empty]  
My Folders [Hide]  
nidaya

Previous | Next | Back to Messages

Printable View - Full Headers

Delete  Reply  Forward  Move...

This message is not flagged. [ Flag Message - Mark as Unread ]

Date: Fri, 11 Jun 2004 02:09:00 -0700 (PDT)

From: "Nida Nassier" <nidasthma@yahoo.com> Add to Address Book

Subject: Wonderful attachment thanku

To: ratjassim@yahoo.com

Dear Rawaa:

Hi, how are you and Ghassan, Ghada, Farrosi and Moni. How is saad and his work. Hope that you are all very well.

The attachment was wonderful, I have not see any previous attachment in Acrobat Reader Format! It prints very well. Is firzu89@yahoo Farrosi? it is well done.

I am looking forward to see you soon and enjoy your companion in Disney Land. I am sure it will be good time together.

Please send what you want from Doha, so that there will be enough time to prepare them.

Do you Yahoo!?  
Friends. Fun. Try the all-new Yahoo! Messenger

Delete  Reply  Forward  Move...

Previous | Next | Back to Messages

Save Message Text

Check Mail  Compose  Search Mail  Search the Web

Copyright © 1994-2005 Yahoo! Inc. All rights reserved. Terms of Service - Copyright Policy - Guidelines - Ad Feedback  
NOTICE: We collect personal information on this site.  
To learn more about how we use your information, see our Privacy Policy

P12



**This Page is Inserted by IFW Indexing and Scanning  
Operations and is not part of the Official Record**

**BEST AVAILABLE IMAGES**

Defective images within this document are accurate representations of the original documents submitted by the applicant.

Defects in the images include but are not limited to the items checked:

- ☐ BLACK BORDERS
- ☐ IMAGE CUT OFF AT TOP, BOTTOM OR SIDES
- ☐ FADED TEXT OR DRAWING
- ☐ BLURRED OR ILLEGIBLE TEXT OR DRAWING
- ☐ SKEWED/SLANTED IMAGES
- ☐ COLOR OR BLACK AND WHITE PHOTOGRAPHS
- ☐ GRAY SCALE DOCUMENTS
- ☒ LINES OR MARKS ON ORIGINAL DOCUMENT
- ☐ REFERENCE(S) OR EXHIBIT(S) SUBMITTED ARE POOR QUALITY
- ☐ OTHER: \_\_\_\_\_

**IMAGES ARE BEST AVAILABLE COPY.**

**As rescanning these documents will not correct the image problems checked, please do not report these problems to the IFW Image Problem Mailbox.**